

different classifications for the Groups I and II claims.

MPEP §803 sets forth the criteria for restriction between patentably distinct inventions. (P) indicates that there must be a serious burden on the Examiner if restriction is required (see MPEP §803.02, §806.04(a)-§806.04(i), §808.01(a) and §808.02). It is believed that evaluation of both sets of claims would not provide an undue burden upon the Examiner at this time in comparison with the additional expense and delay to Applicants in having to protect the additional subject matter recited by the Group II claims by filing a divisional application.

Even if the Examiner considers claims 20 through 36 to be a separate subcombination from claims 1 through 19, the Applicants respectfully request the Examiner to consider claims 20 through 36 (Group II) and 1 through 19 (Group I) together.

### III. Conclusion

Upon review of references involved in this field of technology, when considering that the product recited by the Group II claims is directed to a signal preprocessor, a memory unit, and a data processor used to discriminate what type of disc is inserted, and elected claims 1 through 19 are directed to a PLL, frame/ID sync detector, demodulator, memory, ECC, descrambler, and CD audio processor, and when all of the other various facts are taken into consideration, it is believed that upon reconsideration of the Examiner's initial restriction requirement, all of the pending claims should be examined in the subject application.

In view of the foregoing amendments, arguments and remarks, all claims are deemed to be allowable and this application is believed to be in condition for allowance.

If any further fees are required in connection with the filing of this Amendment, please charge the same to our deposit account number 19-3935.

Should any questions remain unresolved, the Examiner is requested to telephone Applicants' attorney.

Respectfully submitted,

STAAS & HALSEY LLP

Date: Jan. 14, 2007

By: 

James G. McEwen

Registration No. 41,983

700 11th Street, N.W., Ste. 500  
Washington, D.C. 20001  
(202) 434-1500